FORM PTO-1083

Mail Stop: PETITIONS Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

In real Serial Miled:

In re application of: Johann ENGELHARDT

Serial No.: 10/618,345 filed: July 11, 2003

SCANNING MICROSCOPE HAVING AN OPTICAL COMPONENT, AND OPTICAL

Docket No.: 5005.1052 Date: April 18, 2006

COMPONENT

Sir:

Transmitted herewith is a REQUEST FOR ISSUANCE OF APPLICATION IN THE NAME OF ASSIGNEE UNDER 37 C.F.R. §3.81(b) (2 pages) in the above-identified application.

Small entity status unde	er 37 C.F.R.	1.9 and 1.27 has	been previously established.

[] Applicants assert small entity status under 37 C.F.R. 1.9 and 1.27.

[X] No fee for additional claims is required.

A filing fee for additional claims calculated as shown below, is required:

	(Col. 1)	(Col. 2)	-	SMALL ENTITY	LARGE ENTITY
FOR:	REMAINING	<u>H</u> IGHEST		RATE FEE OR	RATE FEE
	AFTER	PREVIOUSLY	PRESENT		
	AMENDMENT	PAID FOR	EXTRA		
TOTAL CLAIMS	* Minus	20 =	0	x \$ 9 \$	x \$ 18 \$
INDEP. CLAIMS	* Minus	3 =	0	x \$ 44 \$ 1	x \$ 88 \$
FIRST PRE	SENTATION OF	MULTIPLE DE	P. CLAIM	+ \$150 \$	+ \$300 \$
				TOTAL: \$ OR	TOTAL: \$

* If the entry in Co. 1 is less than the entry in Col. 2, write "0" in Col. 3.

** If the "Highest Number Previously Paid For" IN THIS SPACE is less than 20, write "20" in this space.

*** If the "Highest Number Previously Paid For" IN THIS SPACE is less than 3, write "3" in this space.

[X] Also transmitted herewith are:

[] Petition for extension under 37 C.F.R. 1.136

[X] Other: Certificate of Correction (1 page); Copy of Potice of Recordation (3 pgs.)

[X] Check(s) in the amount of \$230.00 is/are attached to cover:

[] Filing fee for additional claims under 37 C.F.R. 1.16

[] Petition fee for extension under 37 C.F.R. 1.136

[X] Other: Fee under 37 C.F.R. §17(i) and fee under 37 C.F.R. §1.20(a)

- [X] The Assistant Commissioner is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account No. 50-0552.
 - [X] Any filing fee under 37 C.F.R. 1.16 for the presentation of additional claims which are not paid by check submitted herewith.
 - [X] Any patent application processing fees under 37 C.F.R. 1.17.

[X] Any petition fees for extension under 37 C.F.R. 1.136 which are not paid by check submitted herewith, and it is hereby requested that this be a petition for an automatic extension of time under 37 CFR

1.136.

Erik R. Swanson, Reg. No. 40,833
DAVIDSON, DAVIDSON & KAPPEL, LLC

485 Seventh Avenue, 14th Floor New York, New York 10018

Tel: (212) 736-1940 Fax: (212) 736-2427

I hereby certify that the documents referred to as attached therein and/or fee are being deposited with the United States Postal Service as "first class mail" with sufficient postage in an envelope addressed to "Mail Stop: PETTFIONS, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-J450 on April 18, 2006.

DAVIDSON, DAVIDSON & KADE

Oliver Platz

April 18, 2006



UNITED STATES PATENT AND TRADEMARK OFFICE

Examiner:

MAI, Huy Kim

Group Art Unit:

2873

Re:

Application of:

Johann ENGELHARDT

Serial No.:

10/618,345

Filed:

July 11, 2003

Patent No.:

US 7,018,042 B2

Issued:

Match 28, 2006

For:

SCANNING MICROSCOPE HAVING AN OPTICAL COMPONENT, AND OPTICAL

COMPONENT

Customer No.:

23280

Mail Stop: PETITIONS Commissioner for Patents

P.O. Box 1450 Alexandria, VA 22313-1450

REQUEST FOR ISSUANCE OF APPLICATION IN THE NAME OF ASSIGNEE UNDER 37 C.F.R. §3.81(b)

Sir:

Patentees respectfully request issuance of US 7,018,042 B2, issued March 28, 2006 in the name of assignee Leica Microsystems CMS GmbH. In satisfaction of the requirements under 37 C.F.R. §3.81(b) patentees state the following:

As set forth in 37 C.F.R. §3.11, Patentees submitted the original assignment for recordation when filing the application on July 11, 2003. The original assignment was recorded at reel 014280, frame 0906 on July 11, 2003. On March 9, 2006, before issuance of the patent, patentee submitted a change of name request which was recorded at reel 017320, frame 0727 on March 9, 2006. Due to Patentce's good faith error, the

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01 FC:1464

130.00 DP

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02 FC:1811

100.00 OP

change of name request was not filed earlier. A copy of the Notice of Recordation of the change of name conveyance is submitted herewith.

Patentees hereby submit and respectfully request entry of the enclosed Certificate of Correction under 37 C.F.R. §1.323. On the face of the patent (73) should read: "(73) Assignee: Leica Microsystems CMS GmbH, Wetzlar (DE)"

Submitted herewith is a check in the amount of \$230.00 covering the processing fee under 37 C.F.R. §17(i) and the fee of \$100.00 required under 37 C.F.R. §1.20(a).

If any additional fees are deemed necessary in connection with this request the Assistant Commissioner is hereby authorized to charge payment of such fees to Deposit Account No. 50-0552. In such event the Examiner is requested to contact the undersigned at the telephone number provided below.

Respectfully submitted, DAVIDSON, DAVIDSON & KAPPEL, LLC

By: (L K ,) Warm

Davidson, Davidson & Kappel, LLC 485 Seventh Avenue, 14th Floor New York, New York 10018 (212) 736 1940

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Page 1 of 1

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(Also Form PTO-1050)

UNITED STATES PATENT AND TRADEMARK OFFICE CERTIFICATE OF CORRECTION

APPLICATION NO.: 10/618,345 ISSUE DATE: March 28, 2006

PATENT NO: US 7,018,042

INVENTOR(S): Johann ENGELHARDT

It is certified that error appears in the above-identified patent and that said Letters Patent are hereby corrected as shown below:

(73) Assignee: Leica Microsystems CMS GmbH, Wetzlar (DE)

MAILING ADDRESS OF SENDER (Please do not use customer number below):
Davidson, Davidson & Kappel, LLC
485 Seventh Ave
New York, NY 10018

This collection of information is required by 37 CFR 1.322, 1.323, and 1.324. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 1.0 hour to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Attention Certificate of Corrections Branch, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.





United States Patent and Trademark Office

Under Secretary of Commerce for Intellectual Property and DIRECTOR OF THE UNITED STATES PATENT AND TRADEMARK OFFICE

MARCH 17, 2006

PTAS

ERIK R. SWANSON DAVIDSON DAVIDSON & KAPPEL, LLC 485 SEVENTH AVENUE 14TH FLOOR NEW YORK, NY 10018

MAR 21 2006

DAVIDSON, DAVIDSON & KAPT

UNITED STATES PATENT AND TRADEMARK OFFICE NOTICE OF RECORDATION OF ASSIGNMENT DOCUMENT.

THE ENCLOSED DOCUMENT HAS BEEN RECORDED BY THE ASSIGNMENT DIVISION OF THE U.S. PATENT AND TRADEMARK OFFICE. A COMPLETE MICROFILM COPY IS AVAILABLE AT THE ASSIGNMENT SEARCH ROOM ON THE REEL AND FRAME NUMBER REFERENCED BELOW.

PLEASE REVIEW ALL INFORMATION CONTAINED ON THIS NOTICE. INFORMATION CONTAINED ON THIS RECORDATION NOTICE REFLECTS THE DATA PRESENT IN THE PATENT AND TRADEMARK ASSIGNMENT SYSTEM. IF YOU SHOULD FIND ANY ERRORS OR HAVE QUESTIONS CONCERNING THIS NOTICE, YOU MAY CONTACT THE EMPLOYEE WHOSE NAME APPEARS ON THIS NOTICE AT 571-272-3350. PLEASE SEND REQUEST FOR CORRECTION TO: U.S. PATENT AND TRADEMARK OFFICE, MAIL STOP: ASSIGNMENT SERVICES BRANCH, P.O. BOX 1450, ALEXANDRIA, VA 22313.

RECORDATION DATE: 03/09/2006

REEL/FRAME: 017320/0727

NUMBER OF PAGES: 2

CHANGE OF NAME (SEE DOCUMENT FOR DETAILS). BRIEF:

ASSIGNOR:

LEICA MICROSYSTEMS HEIDELBERG GMBH DOC DATE: 04/12/2005

ASSIGNEE:

LEICA MICROSYSTEMS CMS GMBH ERNST-LEITZ-STRASSE 17-37 WETZLAR, GERMANY 35578

SERIAL NUMBER: 10618345 PATENT NUMBER: 7018042

FILING DATE: 07/11/2003 ISSUE DATE: 03/28/2006

TITLE: SCANNING MICROSCOPE HAVING AN OPTICAL COMPONENT, AND OPTICAL

COMPONENT

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SHARON LATIMER, EXAMINER ASSIGNMENT SERVICES BRANCH PUBLIC RECORDS DIVISION

Date

Total number of pages including cover sheet, attachments, and documents

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APR 2 1 2006 PATENTS ONLY					
the Director of the J.S. Patents and Trademark Office: Ple	ase record the attached documents or the new address(es) below.				
1. Name of recipient party(les)/Execution Date(s): Leica Microsystems Heldelberg GmbH	2. Name and address of receiving party(les)				
	Name: Leica Microsystems CMS GmbH				
	Internal Address:				
Execution Date(s) April 12, 2005 Additional name of conveying party(les) attached? Yes No					
3. Nature of conveyance:	Street Address: Ernst-Leitz-Strasse 17-37				
_					
☐ Assignment ☐ Merger					
Security Agreement	City; Wetzlar				
Government Interest Assignment	State:				
Executive Order 9424, Confirmatory License					
☐ Other	Country: Germany Zip: 35578				
	Additional Name(s) & address(es) attached? ☐ Yes ☑ No				
4. Application number(s) or patent number(s):	This document is being filed together with a new application.				
A. Patent Application No.(s)	B. Patent No.(s)				
10/618,345					
Additional numbers att	eched7 🔲 Yes 🖾 No				
5. Name and address of party to whom correspondence concerning this document should be mailed:	8. Total number of applications and patents Involved:				
Name: Erik R. Swanson	7. Total fee (37 CFR 1.21(h) & 3.41) \$ 40.00				
Internal Address: Davidson - Davidson & Kappel, LLC					
	Authorized to be charged by credit card				
Street Address: 485 Seventh Avenue	Authorized to be charged to deposit account				
14 th Floor	☐ Enclosed				
City: New York	None required (government interest not effecting title)				
State: NY Zip: 10018	8. Payment Information				
Phone Number : (212) 736 1940	a. Credit Card Last 4 Numbers Expiration Date				
Fax Number: (212) 736 2427	b. Deposit Account Number 50-0552				
Email Address: ddis@ddispatent.com					
Signature: Authorized User Name Davidson & Kappel, LLC					
	March 8,2 006				

LANGE OCTIONS

Name of Person Signing

Documents to be recorded (including cover sheet) should be fixed to (763) 306-5955, or maited to:
Mail Stop Assignment Recordation Services, Director of the USPTO, P.O.Box 1450, Alexandria, V.A. 22313-1450

Signature

William C. Gahris, Reg. No. 38,156